

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD
MINUTES OF PUBLIC SESSION HELD APRIL 20, 2005
PHOENIX, AZ**

A Public Session of the Arizona Peace Officer Standards and Training Board was convened on April 20, 2005, at the AZ POST facility, located at 2643 E. University Drive, Phoenix, AZ.

Members Present:

- Chairman Gary Butler
- Sheriff Clarence Dupnik
- Ms. Lisa Flores
- Chief Pennie Gillette-Stroud, representing Director Roger Vanderpool
- Chief Jack Harris
- Chief Patricia Huntsman
- Director Dora Schriro
- Mr. Joseph Duarte

Members Absent:

- Chief Jerry Sheridan
- Sergeant Tamatha Villar
- Dr. Michael Polakowski
- Ms. Laura Reckart

Staff in Attendance:

- Lyle Mann
- Bob Forry
- Lynn Larson
- Ted Brandon
- Steve Jacobs
- Gary Maschner
- Marie Dryer
- Sgt. Rick Watling
- Sgt. Crista McCarthy
- Ed Felix
- Lois Sherlock

Attorney for the Public Body Present:

- Diana Stabler, Assistant Attorney General

Guests:

Paul Felice, AZ DOC

Brad Gagnepain, Pima County Sheriff's Office

A. Call to Order

Chairman Gary Butler called the meeting to order at 10:05 a.m.

- B. Case Initiation Discussion: The RF Designator. In previous discussions, the Board considered options for cases in Charging Board meetings. The following is a description of the consensus at the March meeting for Charging options: Initiate Proceedings (IP) = issue a complaint; Research Further (RF) = need information; No Action (NA) = no complaint; and No Action with Agency Discretion (NA w/AD) = important matter for agency discretion. The Board members were provided a document which further defined the charging options. Ms. Flores made a motion to abide by the conventions suggested in the document provided by staff for charging votes, seconded by Chief Harris, motion carried unanimously.

- C. Consideration of complaints against peace officer certification based upon reports of misconduct.

Case #1 – Vance W. Barlow. Chief Harris made a motion to initiate proceedings, seconded by Chief Huntsman, motion carried unanimously.

Case #2 – Samuel M. Roundy. Chief Harris made a motion to initiate proceedings, seconded by Chief Huntsman, motion carried unanimously.

Case #3 – Lawrence T. Bartlett. *Chairman Butler recused himself from participation and voting on this case.* Chief Harris made a motion to close with a No Action with Agency Discretion, seconded by Ms. Flores, motion carried unanimously.

Case #4 – Stephen P. Kocher. Chief Gillette-Stroud made a motion to initiate proceedings and directed staff to offer a consent agreement, seconded by Sheriff Dupnik, motion carried unanimously.

Case #5 – Kristopher K. Lewis. The Board discussed the appropriateness of requiring a polygraph for complaining witnesses. Chief Harris made a motion to initiate proceedings on an amended five-count allegation and add Rules 8 and 9, seconded by Mr. Duarte, motion carried unanimously.

Case #6 – David Lugo. Chief Harris made a motion to close with a No Action with Agency Discretion, seconded by Chief Huntsman, motion carried unanimously.

Case #7 – Kenneth J. McLaughlin. *Chief Gillette-Stroud recused herself from participation and voting on this case.* Chief Huntsman made a motion to initiate proceedings, seconded by Ms. Flores, motion carried unanimously.

Case #8 – Michael J. Mickelson. *Chief Gillette-Stroud recused herself from participation and voting on this case.* Chief Huntsman made a motion to initiate proceedings, seconded by Ms. Flores, motion carried unanimously.

Case #9 – Jason T. Prichard. Ms. Flores made a motion to initiate proceedings, seconded by Chief Huntsman, motion carried unanimously.

Case #10 – Reynaldo Valenzuela. Mr. Duarte made a motion to close with a Research Further, seconded by Ms. Flores, motion carried unanimously.

Case #11 – Ronald N. Van Why. Chief Huntsman made a motion to initiate proceedings, seconded by Chief Gillette-Stroud, motion carried unanimously.

Case #12 – Bruce J. Wade - *Chief Harris and Mr. Duarte recused themselves from participation and voting on this case.* Ms. Flores made a motion to initiate proceedings, seconded by Sheriff Dupnik, motion carried unanimously.

Case #13 – Robert D. White. *Chief Gillette-Stroud recused herself from participation and voting on this case.* Chief Harris made a motion to initiate proceedings, seconded by Ms. Flores, motion carried unanimously.

Case #14 – Robert M. Wolford. *Chief Gillette-Stroud recused herself from participation and voting on this case.* Ms. Flores made a motion to initiate proceedings, seconded by Mr. Duarte, motion carried unanimously.

FINAL ACTION CASES

Case #15 – John M. Blaise III. Sheriff Dupnik made a motion to adopt the Consent Agreement, Order and Decision, voluntary relinquishment of certification, seconded by Chief Huntsman, motion carried unanimously.

Case #16 – Mark G. Defenbaugh. Sheriff Dupnik made a motion to adopt the Consent Agreement, Order and Decision, voluntary relinquishment of certification, seconded by Chief Harris, motion carried unanimously.

Case #17 – Thomas W. Mullen. Ms. Flores made a motion to adopt the Findings of Fact and Conclusions of Law and revoke certification, seconded by Sheriff Dupnik, motion carried unanimously.

Case #18 – Donald E. Wiles, Jr. Mr. Duarte made a motion to adopt the Consent Agreement, Order and Decision, voluntary relinquishment of certification, seconded by Chief Huntsman, motion carried unanimously.

D. Adjourn

Chairman Butler adjourned the meeting at 11:30 a.m.

Dated April 21, 2005.

By: _____
Lois Sherlock, Recording Secretary